1933

Department of Land Revenue

OFFICE Board of Revenue

STATION Madras

Mis **No.** 245

A 41

Dated 23-1-33

To whom sent		Date	Initial
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(SUBJECT.)

Village officers - (South Kanara) - Mangalore Taluk
Alienkarabettu Uze - Headman - Appointment
Reference from the Collector - Orders passed

* Not to be filled in in the case of permanent records.

OLP 20
cg A4

R. O. C. A--1--9480--32

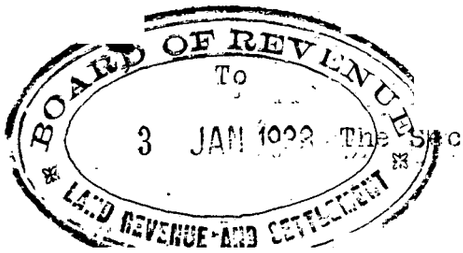
South Kanara Collector's Office,

Mangalore, dated 22nd December 1932.

From

E. M. Gawne. Esq. I.C.S

Collector of South Kanara



To

The Secretary to the Board,

Land Revenue & Settlement

Madras

Sir,

Village Officers--Headman--Mangalore Taluk--Athikaribettu village--Appointment--appeal petitions--orders solicited.

In connection with the two appeal petitions of Kalappa Bhandary and Achanna Shetty relating to the potailship of Athikaribettu village, Mangalore Taluk and pending before me, I submit the following facts for Board's consideration. Owing to the various orders already passed by my predecessor I am not able to pass orders myself.

pp 33-34
Mag (2) 2477-32, dated 24th May 1932 and ordered the Revenue Divisional Officer in his D. Dis.2477-32 (Confdl.) dated 24th May 1932 to make a fresh appointment bearing in mind the instructions in G.O. p1 of (M) No. Mis. 148 Rev. (Confdl.), dated 20th January 1932. Achanna Shetty's petition for a reconsideration was rejected in this Mag (T) office L.Dis. 5530-32, dated 16.6.32.

3. The Revenue Divisional Officer next wanted to appoint Kalappa Bhandary the acting man to the permanent post. But a report was called for by the Collector in connection with a petition against him signed by some villagers. Enquiry into the petition by the Revenue Inspector and the Tahsildar showed that he was wearing Khadder in an ostentatious way, advocated swadeshi and boycott of foreign goods and that he was thoroughly unpopular in the village. Mr. Hussain therefore passed orders in his D. Dis. Mag (3) 5282-32 (Confdl.) dated 7.8.32 debarring Kalappa Bhandary from Potailship. Two petitions received again from Achanna Shetty to reconsider the first order passed against him were rejected in b27 of this office Ref. A--1-5282-32, dated 7th August 1932. This (S) Achanna Shetty approached the Board with a revision petition which (T) was dismissed in B.P. Rout. No. 4407, dated 30th August 1932.

find a suitable potail as directed in the Collector's order D.Dis. pp 31-32 5282-32 (Confdl) dated 7.8.32. He appointed in his D. Dis. 2499- of (S) dated 20.8.32 Raba Shetty (No. 25)
(P)

elder brother Achanna Shetty were about alike.

5. Succession in an Aliyasantana family to which the deceased potail and the candidates belong, is traced in accordance with the instructions contained in Advocate General's opinion No. 353, dated 3rd December 1925 communicated with B.P. Mis. No. 71, dated 11.1.26. The candidates to the potailship in order of nearness of relationship are (1) Achanna Shetty (2) Baba Shetty and (3) Kalappa Bhandary. The circumstances reported above show, that No. 1 is unsuitable because of his picketing, No.2 is unsuitable because he was naturally hand in glove with his elder brother in the picketing. No. 3 is unsuitable because there is a strong report of his congress sympathies and his unpopularity in the village is a fact against him. On the whole, it appears, that No. 1 is no worse than Nos. 2 or 3. But the Board has already decided against him. No. 2 does not deserve to be made potail over the head of No. 1 because they both are tarred with the same ~~report~~ wash. I incline to No.1 on the whole. It was the picketing of a toddy shop once in the year 1930 that he was accused of by a Police report. He is prepared to and gives an undertaking not to take part in picketing or any other objectionable activities. I recommend that my predecessor's orders D. Dis. 2477-32 (Confdl) dated 24.5.32 and D. Dis. 5282-32 (Confdl) dated 7.8.32 may be cancelled and I may be allowed to appoint him to the permanent post.

6. The records noted in the margin are enclosed for favour of reference and return.

Your obedient servant,

Collector.

1. Mangalore Rev. Divl. Officer's D.Dis. 335/32 dated 15.2.32. → (O)
2. --do-- D.Dis.2499-32 dated 20.9.32 → (P)
3. This office D.Dis. 2477/32 Confdl dated 24.5.32. → (Q)
4. --do-- D.Dis.5282-32 Confdl. / 7.8.32 → (S)
5. ---do--L.Dis.5530--32/16.6.32. → (T)

Subject 5

R. F. XXII-A-19—23,004—15-3-32 (6)

FOR MEMBER. Village officers - (South Kanara) - Mangalore Tk - Altikarabettu Vge : Headman - Appointment - Reference from the Collector orders passed

READ AGAIN B. P. No . dated 193 .

" " " , " 193 .

READ ALSO :—

Register No. From the A-4/33 B. No. 1-3 Ct, dated Q 193

" " , " " , " , " 193

" " , " " , " , " 193

RESOLUTION. Rev No. 245 dated 23/1/33 193

~~The Board has examined the records of the case~~ .

At the time ~~of passing~~ the Board passed its orders in B.P. 4407 Rs of 30-8-32, the administrative grounds on which the Collector (Mr Javad Hussain) cancelled the appointment of Achanna Shetty made by the Rev. Divl officer were not before ~~the Board~~ it. The Board has now examined the records of the case and observes that Achanna Shetty's appointment was

Flag (I)

pp 31-34 of (Q)

126 of (O)

called ~~by following the~~ with reference to the
tructions issued in
O. 148 Mis Rev Cowfell p. 107 (M)
20/1/32. The Board
siders that this G.O.
es not apply to the present
se as Achanna Shelty
as not in office. ~~Therefore~~
~~Standing Committee~~
d the Collector reports
at Achanna Shelty is
epared to give an under-
king not to take part
picketing or other objection
ctivities and that he is
the next in order of
ession to the last office held
~~earners of relationship~~

cancels the Collector's order D. Dis 2477-32 Cordoll 24-5-32 and D. Dis 5282-32 of 4th 1-8-32 and allows the Collector to cancel the Revenue officer's order D. Dis 2499-32 of 20-7-32 and appoint Achanna Shetty to the headmanship office of the village. The Collector is informed that he will have after to issue a notice to Baba Shetty before he cancels the Revenue officers order.

KS
20/1/33
20/1/33

23/1/33.

To

The Collector of South Kanara
with records returned
List at page 3 of

pp. 31-34 of (A)

Flag (S)

(P)

Note File

Village officers – (South Kanara) –
Mangalore Tk – Altrikarabettu Vge –
Headman – Appointment – Reference
from the Collector

A.S. (L & R)
in box

To A.S

Please see the Collector's
reference. It gives a detailed history
of the case. Achanna Shetty who was
first appointed by the Rev. Divl.
officer moved the Board in revision but
his petition was dismissed on the
ground that no appeal lay to the
Board. Please see the notes in
B.P. 4407 Rt of. 30.8.32. The admi-
nistrative grounds on which the
Collector (Mr. Hussain) cancelled the
appointment made by the Rev. Divl.
officer were not before the Board at
the time of passing orders in the
B.P at (I). From the records it is
now seen that he cancelled it
following the instructions issued in
By. O. 148 Mis Rev confdl of 20-1-32
It does not appear that the G.O
can be applied to the present case
Achanna Shetty was not in the office.
All that was reported against
Achanna Shetty was that he pickled.

pp 1-3 of

p 126 of (O)

(I)

p 2 N F of (I)

p. 3 N F of (Q)
and
p 2 of

p 1 of (M) B.P 230 Mis
21-1-32
Confdl

liquor shop. There was no standing
Conviction ~~to his credit~~. Further the
Collector reports that Achanna Shetty ~~he~~ is prepared - p. 3c/
to give an undertaking not to take
part in picketting or any objectionable
activities and recommends that he
may be allowed to appoint him.
There seems to be no objection to
allow the Collector to do so. The Collector's
orders D. Dis 2477-32 Confdl dt 24-5-32 (2)
and D. Dis 5282-32 Confdl dt 7-8-32 (3)
may be cancelled by the Board and
the Collector may be allowed to
appoint Achanna Shetty after giving
a notice to Baba Shetty

K.S
9.1.33/10.1.33

S

dy
11-1-33

Collr obviously thinks all
three men are a bad lot: we
may agree with, in a res-
-tricted area, should he stock
to such a doubtful family

Abd 16.1.33

S
A.S(G.R)
in box

dilay districts

and registration of minors. The Collector's proposal appears to have been based on the Advocate general's opinion communicated with

(N) B. P. No 71 dy 11-1-2 Mis

for orders.

K.S.
17/1/33

18/1/33

I don't think I had ever seen the interesting notes in (N): Mr. S. Brown's note at foot of p. 88 of 71 Mis, 11.1.26 (N) gives me information of wh. I did not previously know.

I agree now with Offce's proposal on previous page.

18.1.33.

Ind.

I also agree.

The papers in N are very interesting indeed. Since it was my order that was reversed after much scratching of heads. Curiously enough, the law as laid down there does not obtain in this particular family (or so is my recollection) but it does settle something definitely.

19.1.33

To A-S:

Draft submitted

K.S.
20/1/33

A-3 (L.R.)
in box